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10 *Attorneys for Plaintiff*  
11 **LAURI VALJAKKA**

12 **IN THE UNITED STATES DISTRICT COURT**  
13 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
14 **OAKLAND DIVISION**

15 **LAURI VALJAKKA,**

16 Plaintiff,

17 v.

18 **NETFLIX, INC.,**

19 Defendant.  
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Case No. 3:22-cv-01490-JST

**PLAINTIFF LAURI VALJAKKA'S  
EMERGENCY MOTION FOR  
LEAVE TO PRESENT LIVE  
TESTIMONY AT HEARING ON  
NETFLIX'S MOTION FOR  
PRELIMINARY INJUNCTION**

Judge: Hon. Jon S. Tigar  
Date: September 21, 2023  
Time: 2:00 p.m.  
Crtrm: 6 – 2nd Floor

1 Plaintiff Lauri Valjakka (“Valjakka”) files this emergency motion for leave to present live  
2 testimony of one witness, Onni Hietalahti, at the hearing on Netflix, Inc’s motion for preliminary  
3 injunction scheduled for September 21, 2023.<sup>1</sup>

4 Mr. Hietalahti’s testimony will be offered on four topics relevant to Netflix’s preliminary  
5 injunction motion, and on Netflix’s supplemental evidence filed September 20, 2022:

- 6 • The CDN Licensing agreement, under Finnish law
- 7 • Reasons for the formation of CDN Licensing and its purposes;
- 8 • The effect of the CDN agreement on the patent-in-suit; and
- 9 • The consideration paid under the CDN agreement.

10 Mr. Hietalahti’s has personal knowledge of the facts because he is an officer of CDN  
11 Licensing, and he is a licensed attorney in Finland.

12 Valjakka anticipates that Mr. Hietalahti’s testimony will take approximately 15 minutes.

13 This motion is brought at this time because the necessity of Mr. Hietalahti’s testimony  
14 regarding CDN Licensing became evident upon Netflix’s filing of the excerpts of the transcripts  
15 of Valjakka’s damages expert regarding CDN Licensing, and Valjakka’s counsel was only able to  
16 confirm today that Mr. Hietalahti, who lives in Finland will be available to testify at the hearing.

17 Mr. Hietalahti’s testimony is being offered to explain the intent and purpose of the CDN  
18 Licensing agreement under Finnish law, which forms the basis for Netflix’s preliminary injunction  
19 motion. Mr. Hietalahti’s personal knowledge of the facts and his knowledge of Finnish law are  
20 being offered to assist the Court in its analysis of the factual allegations and argument in Netflix’s  
21 motion.

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28 <sup>1</sup> Civil Local Rule 7-6 requires a Court Order to present live testimony at a motion hearing.

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2 Dated: September 20, 2023

Respectfully submitted,

3 RAMEY LLP

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